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1 + 12 pages

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JUL 18 2006

## IN THE UNITED STATES PATENT OFFICE

In re PATENT

Application of:

Inventor: RHEAD, Martin C.

Serial #: 10/798,858

Art Unit: 2859

Examiner: R. Alexander Smith

Honorable Commissioner of Patents &amp; Trademarks

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir/ Madame:

STATEMENT as per CFR s1.8b / Ret'n to Revive

The Applicant was advised by Examiner Smith that the response to an Office Action mailed 1/12/06 which was mailed on 1/19/06 was not entered. A copy of the response to the Office Action mailed on January 19'th as per the Certificate of Mailing appearing thereon is attached hereto. The Copy of the response to the Office Action includes a Certificate of Mailing dated January 19, 2006 which was signed by myself personally.

I personally deposited the original of the attached copy of the Certificate of Mailing in the US mail with sufficient postage as first class mail, addressed to Assist Comm'r of Patents, P.O. Box 1450, Alexandria, VA 22313- 1450 on January 19, 2006 as said on the Certificate of Mailing.

The declarant is warned that willful and false statements and the like are punishable by fine or imprisonment, or both(18 U.S.C. 1001) and may jeopardize the validity of the application or any patent issuing thereon. All statements made of the declarant's own knowledge are true and all statements made on information and belief are believed to be true.

Respectfully submitted,



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ATTN: EXAM SMITH

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CERTIFICATE OF MAILING

The enclosed papers were addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231, and deposited with the U.S. Postal Service with sufficient postage as first class mail on 1/19/06

*R. F. Gallagher*

R. F. Gallagher, #34,168

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Dear Sir/ Madame:

AMENDMENT

In response to the Office Action dated 1/12/06 please amend the application as follows:

IN THE CLAIMS